

## LIST OF PENDING APPELLATE CASES

Name:	Nalini Kapur, et al. v. FCC
Case No:	20-1047
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: OTA Broadcasting (SFO), LLC (Assignor) and TV-49, Inc. (Assignee) Application for Consent to Assignment of License of Class A Television Station KAXT-CD, San Francisco-San Jose, CA – FCC 20-1
Case Description:	
Consolidated Cases:	Nalini Kapur, et al. v. FCC, No. 20-1048
Status:	Appeal filed February 24, 2020.

Name:	Environmental Health Trust v. FCC
Case No:	20-1025
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Proposed Changes in the Commission’s Rules Regarding Human Exposure to Radiofrequency Electromagnetic Fields – FCC-19-126
Case Description:	The FCC in <i>Proposed Changes in the Commission’s Rules Regarding Human Exposure to Radiofrequency Electromagnetic Fields</i> , FCC 19-126 (rel. Dec. 4, 2019), among other things, terminated a 2013 Notice of Inquiry to review its radiofrequency (RF) exposure limits for radiation emitted by communications devices and facilities. Two sets of petitioners have challenged the decision so far, in different circuits; the first filed was in the D.C. Circuit, and we will move for a nondiscretionary transfer of the other petition to the D.C. Circuit. As the rulemaking portion of the decision has yet to be published in the Federal Register, more petitions may be forthcoming.
Consolidated Cases:	Children’s Health Defense v. FCC, No. 20-70297 (9 <sup>th</sup> Cir.)
Status:	Petition for Review filed January 31, 2020. FCC filed motion to transfer 9 <sup>th</sup> Circuit case to DC Circuit on February 12, 2020.

Name:	Blanca Tel. Co. v. FCC
Case No:	20-9510
Court:	Tenth Circuit
FCC Order Description:	In the Matter of: Blanca Telephone Company Seeking Relief from the June 22, 2016 Letter Issued by the Office of the Managing Director Demanding Repayment of a Universal Service Fund Debt Pursuant to the Debt collection Improvement Act – FCC 17-162
Case Description:	In the latest of several petitions for review seeking to halt the Commission’s effort to recover improper subsidies that Blanca obtained by filing inaccurate cost studies, Blanca argues that the Commission has taken unreasonably long to act on its still-pending petition for agency reconsideration and seeks various forms of judicial relief.
Status:	Petition for Review filed January 21, 2020. FCC response to petitioner’s jurisdictional memorandum brief due March 4, 2020.

Name:	National Lifeline Association v. FCC
Case No:	20-1006
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Bridging the Digital Divide for Low-Income Consumers, Lifeline and Link Up Reform and Modernization, Telecommunications Carriers Eligible for Universal Service – FCC 19-111
Case Description:	Petitioner seeks review of the Commission’s denial of its petition for declaratory ruling concerning the application of the FCC’s Lifeline Reimbursement and subscriber non-usage rules as they apply to eligible telecommunications carriers serving low-income subscribers.
Status:	Petition for Review filed January 13, 2020.

Name:	Wide Voice, LLC v. FCC
Case No:	20-70042
Court:	Ninth Circuit
FCC Order Description:	In the Matter of: MCI Communications Services, Inc. v. Wide Voice, LLC – FCC 19-115
Case Description:	This petition for review involving a Section 208 complaint against Wide Voice, a competitive LEC, presents the issues of whether the FCC reasonably (1) interpreted its bill-and-keep transition rules to apply to calls terminated to a CLEC that owns the tandem switch (not just to an affiliated LEC), and (2) concluded that Wide Voice’s tariffed rate was not “deemed lawful” because it exceeded the applicable benchmark under the transition rules.
Status:	Petition for Review filed January 6, 2020. FCC Brief due May 27, 2020.

Name:	Tri-County Telephone Assoc. v. FCC
Case No:	20-1003
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: The Uniendo a Puerto Rico Fund and the Connect USVI Fund – FCC 19-95
Case Description:	Petition for review of a pair of orders (FCC 18-57 and FCC 19-95) in which the Commission allocated federal universal service funding for Puerto Rico and the U.S. Virgin Islands in the wake of Hurricanes Irma and Maria.
Status:	Petition for Review filed January 3, 2020.

Name:	Massachusetts Dept. of Telecomm v. FCC & USA
Case No:	19-2282
Court:	First Circuit
FCC Order Description:	In the Matter of: Petition for Determination of Effective Competition in 32 Massachusetts Communities and Kauai, HI (HI0011) – FCC 19-110
Case Description:	Petitioner contends that the FCC erred in finding that Charter (a cable system operator) faces “effective competition” in Massachusetts and Hawaii as defined in 47 U.S.C. 543(l)(1)(d).
Status:	Petition for Review filed December 23, 2019. FCC Brief due April 15, 2020.

Name:	Autauga Cty. V. FCC
Case No:	19-15072
Court:	Eleventh Circuit
FCC Order Description:	In the Matter of: Petition for declaratory Ruling in Response to Primary Jurisdiction Referral, Autauga County Emergency Management Communication District et al. v. BellSouth Telecommunications, LLC – FCC 19-105
Case Description:	Petitioners allege that the Commission abused its discretion and acted arbitrarily, capriciously, and contrary to law by clarifying, in a declaratory ruling (FCC 19-105), that section 6(f)(1) of the New and Emerging Technologies 911 Improvement Act of 2008 prevents state, local, and tribal 911 entities from imposing on and collecting from subscribers to VoIP services, 911 fees that are higher than those imposed on and collected from subscribers to traditional telecommunications services.
Status:	Petition for Review filed December 20, 2019.

Name:	Huawei Technologies v. FCC
Case No:	19-60896
Court:	Fifth Circuit
FCC Order Description:	In the Matter of Protecting Against National Security Threats to the Communications Supply Chain Through FCC Programs – FCC 19-121
Case Description:	Huawei challenges <i>Protecting Against National Security Threats to the Communications Supply Chain Through FCC Programs</i> , FCC 19-121, in which the FCC prohibited the use of USF funds to purchase equipment from a “covered company” that poses a national security threat, and initially designated Huawei and another carrier as covered companies.
Status:	Petition for Review filed December 5, 2019.

Name:	Communications Workers of Amer.v. FCC
Case No:	19-1254
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Implementation of Applications of T-Mobile US, Inc. and Sprint Corporation – FCC 19-103
Case Description:	Consolidated challenges of the FCC’s approval of the Sprint/T-Mobile merger.
Consolidated Cases:	NTCH v. FCC, No. 19-1255
Status:	Petition for Review filed December 5, 2019.

Name:	City of Eugene, OR v. FCC
Case No:	19-4161
Court:	Sixth Circuit
FCC Order Description:	In the Matter of: Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992 – FCC 19-80
Case Description:	In these consolidated cases, local franchising authorities (LFAs) challenge a Commission order issued on remand from the Sixth Circuit in <i>Montgomery County, Maryland et al. v. FCC</i> , 863 F.3d 485 (6 <sup>th</sup> Cir. 2017). The order on review holds that under the Communications Act of 1934, cable-related in-kind contributions from a cable operator to an LFA are “franchise fees,” LFAs are barred from regulating non-cable services provided over cable systems, and any state or local requirements that are in conflict with those holdings are expressly preempted.
Consolidated Cases:	City of Portland v. FCC, No. 19-4162; State of Hawaii v. FCC, No. 19-4163; Alliance for Commc’ns Democracy v. FCC, No. 19-4164; Anne Arundel Cty. V. FCC, No. 19-4165; City of Pittsburg v. FCC, No. 19-4166; City of Chicago v. FCC, No. 19-4183
Status:	Petition for Review transferred to the Sixth Circuit Court of Appeals on December 3, 2019. FCC filed opposition to motion to stay on December 16, 2019. Court has scheduled oral argument on stay motion for March 11, 2020.

Name:	Great Lakes Communications Corp. v. FCC
Case No:	19-1233
Court:	D.C. Circuit
FCC Order Description:	In the Matter of Updating the Intercarrier Compensation Regime to Eliminate Access Arbitrage – FCC 19-94
Case Description:	Petitioners challenge the FCC’s 2019 revisions to its access stimulation rules.
Consolidated Cases:	Wide Voice LLC v. FCC, No. 19-1244
Status:	Petition for Review filed October 29, 2019. Order issued December 23, 2019, holding case in abeyance. FCC is directed to file status reports at 60-day intervals beginning February 21, 2020. Motion to govern proceedings to be filed on June 11, 2020.

Name:	GCI Communications Corp. v. FCC
Case No:	19-1217
Court:	D.C. Circuit
FCC Order Description:	In the Matter of Promoting Telehealth in Rural America – FCC 19-78
Case Description:	Petitioners challenge <i>Promoting Telehealth in Rural America</i> , FCC No. 19-78, in which the FCC modified its rules for Rural Healthcare component of Universal Service.
Status:	Petition for Review filed October 21, 2019. Order issued December 6, 2019, to hold case in abeyance. The Federal Communications Commission is directed to file status reports at 90-day intervals beginning March 5, 2020.

Name:	COMPTEL d/b/a INCOMPAS v. FCC
Case No:	19-1164
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Petition of USTelecom for Forbearance Pursuant to 47 U.S.C. § 160© to Accelerate Investment in Broadband and Next-Generation Networks – 19-72
Case Description:	Petitioners challenge an order granting forbearance from two regulatory obligations imposed on price cap incumbent LECs. The first obligation requires price cap ILECs to unbundle analog voice-grade copper loops (UNE Analog Loops), the second requires price cap ILECs to offer for resale at wholesale rates telecommunications services that the ILEC offers at retail to non-carrier customers (Avoided-Cost Resale). Petitioners challenge the order as arbitrary, capricious, and as otherwise contrary to law.
Consolidated Cases:	Calif. Public Util. Comm’n v. FCC, No. 19-1202
Status:	Petition for Review filed Aug. 12, 2019. FCC Brief is due March 19, 2020.

Name:	City and County of San Fran v. FCC
Case No:	19-71832
Court:	Ninth Circuit
FCC Order Description:	In the Matter of: Improving Competitive Broadband Access to Multiple Tenant Environments, Petition for Preemption of Article 52 of the San Francisco Police Code Filed by the Multifamily Broadband Council – FCC 19-65
Case Description:	San Francisco seeks review of a Commission order preempting part of a local ordinance, known as Article 52, to the extent it may require owners of multiple tenant environments (such as apartments or condominiums) to allow new communications providers to use inside wiring that is already currently in use by another communications provider.
Status:	Petition for Review filed July 22, 2019. Court order issued September 20, 2019, vacating briefing schedule.



Name:	Sorenson Communications, Inc. v. FCC
Case No:	19-1145
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Structure and Practices of the Video Relay Service Program, Telecommunications relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities – FCC 19-39
Case Description:	Video relay service (VRS) enables people who communicate in sign language to make telephone calls using a videophone. In the order under review, the Commission adopted a number of rules to improve video communications for people with disabilities, including prohibiting the provision of “non-service related inducements that are intended to entice consumers to sign up for or use a VRS provider’s service.” Sorenson alleges that the Commission’s ban on service-related inducements is arbitrary and capricious because it does not articulate a comprehensible standard for distinguishing service-and non-service related inducements. The case has been held in abeyance until January 27, 2020.
Status:	Petition for Review filed July 12, 2019. Court order, issued October 4, 2019, holding case in abeyance. Parties are directed to file motions to govern further proceedings in this case within 30 days of the completion of agency proceedings in docket Nos. 10-51 and 03-123 or by March 27, 2020, whichever occurs earlier.

Name:	S. Dakota Network, LLC v. FCC
Case No:	19-1094
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: July 1, 2018 Annual charge Tariff Filings, South Dakota Network, LLC, Tariff F.C.C. No. 1 – FCC 19-15
Case Description:	Petition for review of FCC order in tariff-related proceeding.
Status:	Petition for Review filed April 29, 2019. Court order, issued July 18, 2019, ordering the case be held in abeyance. Parties are directed to file motions to govern further proceedings within 30 days of this court’s disposition of AT&T Corp. v. FCC, Nos. 18-1007. et al.

Name:	The Irregulars v. FCC
Case No:	19-1085
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Jurisdictional Separations and Referral to the Federal-State Joint Board – FCC 18-182
Case Description:	Petitioners challenge <i>Jurisdictional Separations and Referral to the Federal-State Joint Board</i> , FCC 18-182, in which the FCC extended for up to 6 years a freeze of the Part 36 separations rules.
Status:	Petition for Review filed April 18, 2019. FCC Brief filed on September 12, 2019. Oral argument held on January 17, 2020.

Name:	Block Communications v. FCC
Case No:	18-4137
Court:	Sixth Circuit
FCC Order Description:	In the Matter of: Petition for Modification of Dayton, OH Designated Market Area with regard to Television Station WHIO-TV, Dayton, OH – FCC 18-130
Case Description:	Television station market modification
Status:	Petition for review filed November 16, 2018. FCC Brief filed April 22, 2019. Oral argument held on August 7, 2019.

Name:	American Electric Power v. FCC
Case No:	19-70490
Court:	Ninth Circuit
FCC Order Description:	In the Matter of: Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment – FCC 18-111/18-133
Case Description:	Petitioners challenge some of the 2018 revisions to the FCC’s pole attachment rules.
Status:	Petition for review filed October 19, 2018. FCC Brief filed August 22, 2019. Oral argument held on February 10, 2020.

Name:	Competitive Enterprise Institute v. FCC
Case No:	18-1281
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Applications of Charter Communications, Inc., Time Warner Inc. and Advance/Newhouse Partnership for Consent to Assign or Transfer Control of Licenses and Authorizations – FCC 18-127
Case Description:	Challenge to conditions imposed on FCC’s approval of license transfers associated with merger of cable companies
Status:	Notice of Appeal filed October 9, 2018. FCC brief filed March 14, 2019. Oral argument held September 5, 2019.



Name:	City of Portland v. FCC & USA
Case No:	18-72689
Court:	Ninth Circuit
FCC Order Description:	In the Matter of: Accelerating Wireless Broadband Deployment By Removing Barriers to Infrastructure Investment – FCC 18-111/18-133
Case Description:	<p>Portland seeks review of the Commission’s August 2018 declaratory ruling (FCC 18-111, issued together with a rulemaking order concerning pole attachments) in which the Commission explained that state and local moratoria on wireless siting applications are inconsistent with 47 U.S.C. s 253(a) and are subject to preemption unless they fall within the exceptions of 47 U.S.C. s 253(b) or (c). This case is consolidated for purposes of oral argument and decision with Sprint Corp., No. 19-70123 (and consolidated cases).</p> <p>Local governments and related organizations challenge a September 2018 declaratory ruling and report and order (FCC 18-133) in which the Commission sought to promote the deployment of small cells by clarifying when related fees, aesthetic restrictions, and untimely action on siting applications have the effect of prohibiting the provision of covered services under 47 U.S.C. ss 253, 332(c)(7).</p>
Consolidated Cases:	Sprint v. FCC, No. 19-70123; Verizon v. FCC, No. 19-70124; Puerto Rico Tele. v. FCC, No. 19-70125; City of Seattle v. FCC, No. 19-70136; City of San Jose v. FCC, No. 19-70144; City of San Fran v. FCC, No. 19-70145; City of Huntington Beach v. FCC, No. 19-70146; Montgomery Cty v. FCC, No. 19-70147; AT&T v. FCC, No. 19-70326; American Pub. Pwr v. FCC, No. 19-70339; City of Austin v. FCC, No. 19-70341; City of Eugene v. FCC, No. 19-70344
Status:	Petition for review filed October 2, 2018. FCC Brief filed August 8, 2019. Oral argument held on February 10, 2020.

Name:	Flat Wireless v. FCC
Case No:	18-1271
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Flat Wireless, LLC v. Cellco Partnership d/b/a Verizon Wireless – FCC 18-117
Case Description:	
Status:	Petition for Review filed September 28, 2018. Court opinion issued, December 10, 2019, dismissing NTCH’s petition for review and denying Flat Wireless’s petition for review. Petition for rehearing and rehearing en banc filed January 24, 2020. Order issued February 10, 2020, denying petition for rehearing en banc.

Name:	Iowa Network Services v. FCC
Case No:	18-1258
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Iowa Network Access Division Tariff F.C.C. No. 1 – FCC 18-105
Case Description:	Consolidated petitions for review of FCC orders in the separate but related tariff-related proceeding arising from the § 208 complaint proceeding.
Consolidated Cases:	Iowa Network Servs., Inc. d/b/a Aureon Network Services v. FCC, No. 19-1087; AT&T Corp. v. FCC, No. 19-1014
Status:	Petition for Review filed September 19, 2018. Court order, issued November 5, 2018, holding case in abeyance and directing the Commission to file status reports at 90-day intervals beginning February 4, 2019. Motion to govern further proceedings filed May 15, 2019. Motion to govern further proceedings due within 30 days of the court’s decision in No. 18-1007.

Name:	NTCH, Inc. v. FCC
Case No:	18-1243
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Service Rules for Advanced Wireless Services in the 2000-2020 MHz and 2180-2200 MHz Bands
Case Description:	Challenge to a series of Commission orders (FCC 12-151, DA 13-231, and FCC 18-121) that modified the Mobile Satellite licenses of wholly owned subsidiaries of DISH to include the right to provide stand-alone terrestrial service.
Status:	Petition for Review filed September 7, 2018. Oral argument held Oct. 8, 2019. Court opinion denying petition, issued February 21, 2020.

Name:	NTCH, Inc. v. FCC
Case No:	18-1241
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: DISH Network Corporation, Petition for Waiver of Sections 27.5(j) and 27.53(h)(2)(ii) of the Commission’s Rules and Request for Extension of Time
Case Description:	<i>NTCH, Inc. v. FCC</i> , D.C. Cir. Nos. 18-1241 & 1242. In these consolidated cases, NTCH challenges the FCC’s decisions to grant DISH Network Corporation a waiver of the service rules that applied to certain of its spectrum licenses, and the agency’s separate decision to set an \$1.564 billion aggregate reserve price in the H Block Auction.
Consolidated Cases:	NTCH, Inc. v. FCC, No. 18-1242
Status:	Notice of Appeal filed September 7, 2018. Oral argument held Oct. 8, 2019. Court opinion denying petition in part and granting in part, issued February 21, 2020.

Name:	Northstar Wireless, LLC, et al. v. FCC
Case No:	18-1209
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Northstar Wireless, LLC, SNR Wireless LicenseCo, LLC, Applications for New License in the 1695-1710 MHz, and 1755-1780 MHz and 2155-2180 MHz Bands, File Nos. 0006670613, 0006670667, FCC 18-98
Case Description:	Appellants challenge procedures the Commission will use to resolve a remand from the D.C. Circuit.
Consolidated Cases:	Northstar Wireless, LLC v. FCC, No. 18-1210
Status:	Notice of Appeal filed on August 2, 2018. Court order, issued September 26, 2018, granting motion to hold case in abeyance. The FCC is directed to file status reports at 90-day intervals beginning November 26, 2018.

Name:	Mozilla Corp. v. FCC & USA
Case No:	18-1051
Court:	D.C. Circuit
FCC Order Description:	In the Matter of Restoring Internet Freedom
Case Description:	Petitioners challenge the Commission's <i>Restoring Internet Freedom</i> order, which reclassified broadband internet access as a Title I information service and repealed the former federal conduct rules to restore a light-touch, market-based federal regulatory framework.
Consolidated Cases:	Vimeo, Inc. v. FCC, No. 18-1052; Public Knowledge v. FCC, No. 18-1053; Open Tech. Institute v. FCC, No. 18-1054; State of NY v. FCC, No. 18-1055; Nat'l Hispanic Media Coal. V. FCC, No. 18-1056; NTCH, Inc. v. FCC, No. 18-1061; Benton Inst. v. FCC, No. 18-1062; Free Press v. FCC, No. 18-1064; Coal. For Internet Openness v. FCC, No. 18-1065; Etsy, Inc. v. FCC, No. 18-1066; Ad Hoc Telecoms User v. FCC, No. 18-1067; Center for Democracy v. FCC, No. 18-1068; Cty of Santa Clara v. FCC, No. 18-1088; Calif. Public Utils. V. FCC, No. 18-1089; INCOMPAS v. FCC, No. 18-1105
Status:	Petition for review filed February 22, 2018. Oral argument held February 1, 2019. Court judgment, issued October 1, 2019, granting petitions for review in part and denying in part. Petition for rehearing denied February 6, 2020.

Name:	AT&T Corp. v. FCC
Case No:	18-1007
Court:	D.C. Circuit
FCC Order Description:	In the Matter of AT&T Corp., Complainant v. Iowa Network Services, Inc. d/b/a Aureon Network services, Defendant
Case Description:	Consolidated petitions for review of FCC orders in a § 208 complaint proceeding involving AT&T's and Aureon's dispute over access charges related to access stimulation or traffic pumping by LECs that participate in Aureon's centralized equal access (CEA) network in Iowa. Central issues involved the "deemed lawful" provision (47 U.S.C. § 204(a)(3)) and "dual regulation" of Aureon under cost-based and CLEC benchmark regulations.
Consolidated Cases:	Iowa Network Servs., Inc. d/b/a Aureon Network Servs. v. FCC, No. 18-1257; AT&T Corp. v. FCC, No. 19-1013
Status:	Petition for review filed January 8, 2018. FCC motion to hold the case in abeyance filed January 31, 2018. Order issued April 11, 2018, to hold the case in abeyance. Commission's reconsideration order released in late July. FCC brief filed January 17, 2020.

Name:	Greenlining Institute, et al. v. FCC & USA
Case No:	17-73283
Court:	Ninth Circuit
FCC Order Description:	In the Matter of: Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment
Case Description:	Petitioners challenge a November 2017 FCC order and declaratory ruling (FCC 17-154) in which the Commission revised its statutory interpretation of "service" under 47 U.S.C. s 214(a), eliminated the concept of "de facto retirement" from the definition of copper retirement in the agency's network change disclosure rules, and repealed certain direct notice requirements that the Commission had added to the network change disclosure rules in 2015.
Status:	Petition for review filed December 8, 2017. FCC brief filed on November 30, 2018. Oral Argument held on August 27, 2019. Unpublished disposition issued January 23, 2020 rejecting petitioners' challenge because they failed to demonstrate standing.

Name:	Prometheus Radio Project v. FCC & USA
Case No:	17-1107
Court:	Third Circuit
FCC Order Description:	In the Matter of: 2014 Quadrennial Regulatory Review-Review of the Commission's Broadcast Ownership Rules and Other Rules Adopted Pursuant to Section 202 of the Telecommunications Act of 1996  In the Matter of: Rules and Policies to Promote New Entry and Ownership Diversity in the Broadcasting Service
Case Description:	Petitioners challenge the Commission's revisions to its media ownership rules. Challenge to the 2016 <i>Second R&amp;O's</i> retention of the newspaper-broadcast cross-ownership rule that was stayed pending disposition of case nos. 17-1107, et al.
Consolidated Cases:	News Media All. v. FCC, No. 17-1108; MMTC v. FCC, No. 17-1109; Scranton Times v. FCC, No. 17-1110; Bonneville Int'l v. FCC, No. 17-1111; Prometheus Radio v. FCC, No. 18-1092; Indep. Television Grp. v. FCC, No. 18-1669; MMTC v. FCC, No. 18-1670; Free Press v. FCC, No. 18-1671; Prometheus Radio v. FCC, No. 18-2943
Status:	FCC Brief filed March 22, 2019. Oral argument held on June 11, 2019. Court judgment, issued September 24, 2019, vacating and remanding the FCC's 2017 <i>Recon Order</i> and the <i>Incubator Order</i> as well as a portion of the 2016 Order. FCC petition for rehearing denied November 20, 2019.

Name:	Allband Communications Cooperative v. FCC & USA
Case No:	16-4059
Court:	Sixth Circuit
FCC Order Description:	In the Matter of: Connect America Fund; Allband Communications Cooperative Petition for Waiver of Certain High-Cost Universal Service Rules. WC Docket No. 10-90. FCC No. 16-94.
Case Description:	Rate-of-return ILEC Allband petitions for review of the Commission's denial of Allband's requests for a waiver through 2026 of the presumptive per line cap of \$250/month on total high-cost USF support set forth in 47 C.F.R. s 54.302. In denying Allband's requests (which took the form of a Petition for Further Waiver, an Emergency Petition for Further Extension of Waiver, and an Application for Review), the Commission specified that although the requested relief was not warranted under Allband's existing cost accounting practices, upon revising those practices Allband may submit a new waiver request.
Status:	Petition for review filed September 19, 2016. Case held in abeyance on January 17, 2017. Petitioner will file a Status Report every 60 days starting March 20, 2017.



Name:	United States Telecom Association v. FCC & USA
Case No:	15-1414
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Ensuring Customer Premises Equipment Backup Power for Continuity of Communications – Technology Transitions, etc., FCC 14-185 (rel: Nov. 25, 2014) and In the Matter of: Technology Transitions – Policies and Rules Governing Retirement of Copper Loops by Incumbent Local Exchange Carriers, etc., FCC 15-97 (rel: Aug. 7, 2015)
Case Description:	USTelecom challenges some declaratory rulings and new rules concerning the transition from circuit-switched telephone networks to Internet Protocol (IP) communications networks.
Status:	Petition for Review filed November 12, 2015. FCC Brief filed August 15, 2016. Court order issued February 21, 2017, placing case in abeyance. The FCC is directed to file status reports at 60-day intervals beginning April 24, 2017.

Name:	United States Telecomm. Ass’n., et al. v. FCC & USA
Case No:	15-1322
Court:	D.C. Circuit
FCC Order Description:	In the Matter of: Lifeline and Link Up Reform and Modernization; Telecommunications Carriers Eligible for Universal Service Support; and Connect America Fund, FCC 15-71 (rel: June 22, 2015)
Case Description:	USTelecom challenges the FCC’s authority to require providers of Lifeline service to protect the confidentiality of documents used to establish Lifeline eligibility. Some Oklahoma carriers challenge the FCC’s adoption of a rule interpretation that reduces the number of areas in Oklahoma that qualify for Tribal Lifeline subsidies.
Status:	Petition for Review filed September 11, 2015. Court order, issued January 14, 2016, holding case in abeyance. Court order issued January 10, 2018, that respondents file a status report on January 22, 2018 and 90-day intervals thereafter.

Name:	Sprint Nextel Corporation v. FCC
Case No:	06-1278
Court:	D.C. Circuit
FCC Order Description:	In re: review of the spectrum sharing plan among non-geostationary satellite orbit mobile satellite service systems in the 1.6/2.4 GHz bands, 19 FCC Rcd 13356 (2004), et al., FCC 04-134 and 06-46.
Case Description:	Petitioner seeks review of the FCC’s orders in which the FCC adopted a plan for spectrum sharing among operators in the 2495-2690 MHz bands.
Status:	Petition for Review filed July 21, 2006. Held in abeyance. Status report filed every 90 days.